

SUPREME COURT OF ARIZONA

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|-------------------------|---|-----------------------|
| STATE OF ARIZONA,       | ) | Arizona Supreme Court |
|                         | ) | No. CR-93-0332-AP     |
| Appellee,               | ) |                       |
|                         | ) | Pima County Superior  |
| v.                      | ) | Court                 |
|                         | ) | No. CR-38826          |
| THOMAS ARNOLD KEMP, JR, | ) |                       |
|                         | ) |                       |
| Appellant.              | ) |                       |
|                         | ) |                       |
|                         | ) |                       |

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WARRANT OF EXECUTION

This Court heard and considered the appeal in the above-entitled cause on October 10, 1995, and on February 29, 1996, affirmed the judgment of the Superior Court in Pima County, State of Arizona, and filed its OPINION, which is still in effect and has not been affected by any subsequent decision of this or any other Court.

On January 4, 2000, following the denial of relief in Appellant's first post-conviction proceeding, this Court denied Appellant's petition for review filed pursuant to Rule 32.9(c), Ariz. R. Crim. P.

On December 29, 2011, the Attorney General filed a motion to issue a Warrant of Execution, which motion was granted by this Court on March 20, 2012,

Therefore, pursuant to Rule 31.17(c)(2), Ariz. R. Crim. P.,

**IT IS ORDERED** fixing Wednesday, the 25th day of April, 2012, as the date for commencement of the execution time period when the

Judgment and sentence of death pronounced upon THOMAS ARNOLD KEMP, JR. by the Superior Court in Pima County shall be executed by administering to THOMAS ARNOLD KEMP, JR. by intravenous injection a substance or substances in a quantity sufficient to cause death, except that THOMAS ARNOLD KEMP, JR. shall have the choice of execution by either lethal injection or lethal gas. THOMAS ARNOLD KEMP, JR. shall choose either lethal injection or lethal gas and notify the Department of Corrections at least twenty (20) days before the execution date. If THOMAS ARNOLD KEMP, JR. fails to choose either lethal injection or lethal gas and notify the Department of Corrections of that decision, the penalty of death shall be inflicted by lethal injection.

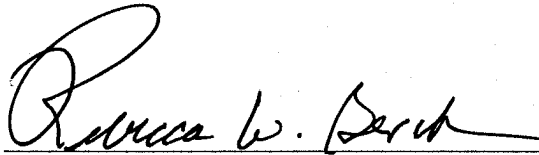
**IT IS FURTHER ORDERED** that this Warrant is valid for twenty-four (24) hours beginning at an hour to be designated by the Director of the Department of Corrections, with written notice of the designated hour to be given to the Supreme Court and parties at least twenty (20) calendar days prior to the execution date.

**IT IS FURTHER ORDERED** that the Clerk of this Court shall forthwith prepare and certify a true and correct copy of this Warrant and shall cause the same to be delivered to the Director of the Department of Corrections and the Superintendent or Warden of the State Prison, at Florence, Arizona, and the same shall be sufficient authority to them for the execution of THOMAS ARNOLD KEMP, JR.

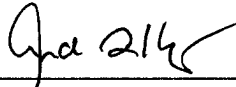
**IT IS FURTHER ORDERED** that, upon the execution of THOMAS ARNOLD KEMP, JR., the Superintendent or Warden shall, pursuant to Rule 31.17(c)(4), Ariz. R. Crim. P., forthwith make a return of this

Warrant to the Supreme Court of Arizona, which return shall show the time, mode and manner of execution.

Dated in the City of Phoenix, Arizona, at the Arizona Courts Building, this 20th day of March, 2012.



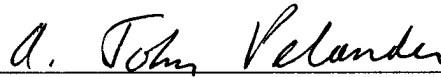
Rebecca White Berch, Chief Justice



Andrew D. Hurwitz, Vice Chief Justice



W. Scott Bales, Justice



A. John Pelander, Justice



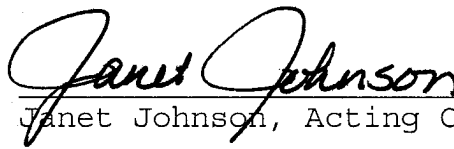
Robert M. Brutinel, Justice

STATE OF ARIZONA

SUPREME COURT

I, JANET JOHNSON, Acting Clerk of the Supreme Court of the State of Arizona, hereby certify the above and foregoing 3 pages to be a full and true copy of the Warrant of Execution of THOMAS ARNOLD KEMP, JR., filed by said Supreme Court in the above-entitled action on this 20th day of March, 2012.

IN WITNESS WHEREOF, I hereunto set my hand and affix the official seal of the Supreme Court of the State of Arizona this 20th day of March, 2012.

A handwritten signature in cursive script that reads "Janet Johnson". The signature is written in dark ink and is positioned above a horizontal line.

Janet Johnson, Acting Clerk of Court